

1 LEONARD T. FINK, ESQ.  
Nevada Bar No. 6296  
2 NAKESHA S. DUNCAN, ESQ.  
Nevada Bar No. 11556  
3 **SPRINGEL & FINK LLP**  
4 10655 Park Run Drive, Suite 275  
Las Vegas, Nevada 89144  
5 Telephone: (702) 804-0706  
6 Facsimile: (702) 804-0798  
E-Mail: *lfink@springelfink.com*  
7 *nduncan@springelfink.com*

8 Attorneys for Defendants,  
9 *SECURITAS SECURITY SERVICES USA, INC.*  
and *WAL-MART STORES, INC. d/b/a*  
10 *WALMART SUPERCENTER #3473*

11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF NEVADA**

13 \*\*\*

14 EDDIE HERNANDEZ,  
15 Plaintiff,

16 vs.

17 WAL-MART STORES, INC. d/b/a WALMART  
18 SUPERCENTER #3473; SECURITAS SECURITY  
19 SERVICES USA, INC.; UNKNOWN SECURITY  
20 GUARD; DOES 1-V, inclusive; ROE BUSINESS  
Entities I-V, inclusive,  
21 Defendants.

Case No.: 2:16-cv-02917

22 **STIPULATION TO EXTEND DISCOVERY**  
23 **[THIRD REQUEST]**

24 The parties, by and through their respective, undersigned, attorneys of record, hereby submits  
25 this Stipulation and Order to Extend Discovery Deadlines, as detailed below.

26 Pursuant to LR IA 6-1, this is the third stipulation for extension of time for discovery submitted  
27 by the parties. Pursuant to LR II 26-4, the parties agree to extend the remaining discovery deadlines to  
28 allow each party to complete the remaining, necessary discovery. As the parties wish to conduct  
mediation, good cause exists to allow the parties additional time to conduct the remaining discovery,  
including depositions.

1       **A. Discovery Completed**

2       The following discovery has been completed:

- 3       1. Plaintiff and Defendants have exchanged FRCP 26 disclosures of witnesses and documents,  
4       and supplements thereto.
- 5       2. Defendant SECURITAS SECURITY SERVICES USA, INC. has propounded written  
6       discovery upon Plaintiff.
- 7       3. Plaintiff has propounded written discovery upon Defendants.
- 8       4. Defendants have responded to Plaintiff's written discovery.
- 9       5. Plaintiff has responses to Defendants' written discovery.
- 10      6. An independent medical examination of Plaintiff has been completed.
- 11      7. Defendants have disclosed their initial expert witness.

12      **B. Discovery that Remains to Be Completed**

- 13      1. Designation of Plaintiff's initial expert witnesses.
- 14      2. Designation of rebuttal expert witnesses.
- 15      3. Deposition of Plaintiff.
- 16      4. Deposition of Defendants' FRCP 30(b)(6) witnesses.
- 17      5. Depositions of Plaintiff's treating physicians, if necessary.
- 18      6. Depositions of experts.
- 19      7. Additional written discovery, if necessary.

20      **C. Reason Why Remaining Discovery Was Not Completed**

21      Now, that the majority of discovery has been completed, the parties wish to engage in mediation,  
22      in an attempt to settle this matter. Pursuant to the parties' and their clients' schedules, they are working  
23      to schedule mediation in January 2018. This third extension will ensure that the parties have time to  
24      disclosure appropriate experts and schedule and take necessary depositions, prior to trial. It will also  
25      ensure that the parties do not waste unnecessary litigation money on expert reports and/or depositions, if  
26      this matter is able to be settled at mediation. Based on the foregoing, good cause exists to extend the  
27      remaining discovery deadlines.

28      ///

1 **D. Proposed Schedule**

2 The parties propose the following extended schedule:

3 <u>Discovery to be Completed</u>	<u>Current Deadlines</u>	<u>Proposed Deadlines</u>
4 Initial expert disclosures	October 16, 2017	February 16, 201 <del>7</del> 8
5 Rebuttal expert disclosures	November 15, 2017	March 16, 201 <del>7</del> 8
6 Close of Discovery	December 17, 2017	April 16, 2018
7 Dispositive motions	January 16, 2017	May 16, 2018
8 Pre-Trial Order	February 15, 2018	June 15, 2018

9 IT IS SO STIPULATED.

10 DATED this 16th day of November, 2017.

DATED this 16th day of November, 2017.

11 SPRINGEL & FINK LLP

GAZDA & TADAYON

12 /s/ Nakesha S. Duncan, Esq.

/s/ Lewis Gazda, Esq.

13 \_\_\_\_\_  
14 LEONARD T. FINK, ESQ.

\_\_\_\_\_  
LEWIS GAZDA, ESQ.

15 Nevada Bar No. 6296

Nevada Bar No. 4269

16 NAKESHA S. DUNCAN, ESQ.

AFSHIN TADAYON, ESQ.

17 Nevada Bar No. 11556

Nevada Bar No. 6517

10655 Park Run Drive, Suite 275

2600 South Rainbow Blvd., Suite 200

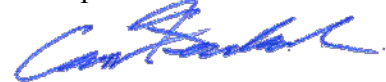
Las Vegas, Nevada 89144

Las Vegas, NV 89146

18 **ORDER**

19 Based on the parties' stipulation [ ] and good cause appearing, IT IS HEREBY ORDERED that  
20 the remaining discovery deadlines are extended pursuant to the parties' stipulation.

21 Dates this 17th November  
22 \_\_\_\_\_, 2017.



23 \_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

24  
25 If dispositive motions are filed, the deadline  
26 for filing the joint pretrial order will be suspended until 30 days after  
27 decision on the dispositive motions or further court order.  
28